

## ARTICLE 13 – KANSAS-WHELPED PROGRAM

### 112-13-1. Reserved.

**112-13-2. Kansas-whelped program, certification.** (a) Each person who intends to register a greyhound as a Kansas-whelped greyhound shall meet the following requirements:

(1) Within 45 days of the date each female greyhound is bred, submit a copy of the national greyhound association breeding acknowledgment and the following information to the official registering agency on a form approved by the commission:

(A) The present location of the female bred;  
(B) the name and address, including the zip code, of each owner or lessee of the female and of each person who will be responsible for the pregnant female or the puppies during the first six months of their lives, or both; and

(C) each location of the pregnant female or the puppies during the first six months of their lives, or both;

(2) if the identity of the person or persons responsible for the pregnant female or the puppies, or both, changes, submit the new name and address, including the zip code, of the person or persons responsible to the official registering agency within 10 days of the change. The present location of the pregnant female or the puppies shall be reported at the same time; and

(3) notify the official registering agency within 80 days of the breeding whether the female greyhound has whelped or missed.

(b) In an emergency, the executive committee of the official registering agency may grant one extension of the deadline for submission of the Kansas greyhound registry breeding acknowledgment and one extension of the deadline for submission of the Kansas greyhound registry whelping report.

(c) Each female greyhound specified in subsection (a) shall be owned or leased by a Kansas-qualified breeder within 45 days of the breeding date. To be a Kansas-qualified

breeder, the person owning or leasing the female greyhound shall have been a resident of the state of Kansas for a minimum of two years before breeding. Each pup shall be whelped and raised for the first six months of life in the state of Kansas. Kansas-whelped status shall remain with the greyhound and shall transfer to all subsequent owners of the greyhound.

(d) Each person who intends to register a greyhound as a Kansas-whelped greyhound shall submit the original individual registration application from the national greyhound association to the official registering agency after the greyhound is six months old. If the official registering agency certifies that the greyhound is a Kansas-whelped greyhound, the agency shall meet the following requirements:

(1) Collect the certification fee and affix the agency's official seal to the face of the original individual registration application; and

(2) return the registration application to the applicant.

(e) When the applicant registers each individual greyhound, the applicant shall submit the certified original individual registration application to the national greyhound association.

(f) Upon receiving the certified original individual registration application, the national greyhound association shall issue a certificate of registration to the official registering agency.

(g) The official registering agency shall process the certificate in accordance with procedures approved by the commission and shall issue the certificate of registration to the applicant within 30 days of its receipt.

(h) If the original individual registration application is lost or destroyed, each duplicate shall be recertified by the official registering agency.

(i) If information is altered or falsified on any registration or certification document, the official registering agency shall cancel the Kansas-whelped greyhound certification.

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(j) Each schedule of fees for certification, membership, and penalties shall be established by the official registering agency and approved by the commission at least annually.

(k) The official registering agency shall file an annual report with the commission on or before July 1 each calendar year and any periodic reports that the commission may request. (Authorized by K.S.A. 74-8804; implementing K.S.A. 74-8832; effective, T-112-1-19-89, Jan. 19, 1989; effective April 10, 1989; amended March 25, 1991; amended Feb. 6, 2004.)

**112-13-3. Kansas-whelped program, resident racing program.** (a) Each kennel owner who contracts to provide greyhounds for racing at a Kansas racetrack facility shall maintain a 20 percent population of Kansas-whelped greyhounds in the contract kennel.

(b) Any racetrack facility may provide a public kennel to accommodate owners or lessees of Kansas-whelped greyhounds that are not otherwise the subject of a kennel contract with the racetrack under the following conditions:

(1) Each greyhound kenneled in a public kennel shall be a Kansas-whelped greyhound;

(2) each owner or lessee of each greyhound kenneled in a public kennel shall be a Kansas resident as defined by K.A.R. 112-13-1;

(3) each salary, fee or compensation of any nature to be paid each public kennel trainer shall be approved by the commission at least 30 days before the first race in which a public kennel greyhound is entered; and

(4) each public kennel facility, each public kennel operation and each individual and greyhound at a public kennel shall be governed by article 112 of the Kansas administrative regulations. (Authorized by K.S.A. 1988 Supp. 74-8804, 74-8833; implementing K.S.A. 1988 Supp. 74-8833; effective, T-112-3-31-89, March 31, 1989; effective, June 26, 1989.)

**112-13-4. Greyhound breakage distribution for open stakes.** (a) Each organization licensee conducting greyhound races shall establish a distinct and separate accounting titled “(organization licensee’s name) breakage open stakes accounting.”

(b) Each organization licensee shall submit a breakage-open-stakes-accounting report to the commission on the first day of each month. Each monthly report shall contain the following:

(1) the beginning balance;

(2) the funds added by each performance during the month;

(3) each payout during the month; and

(4) the ending balance for the month.

(c) Each organization licensee shall use the funds identified in the breakage open stakes accounting for specific stakes races. Each stakes race shall be approved by the commission prior to the date the race is opened. (Authorized by K.S.A. 1989 Supp. 74-8804; implementing K.S.A. 1989 Supp. 74-8821; effective, March 25, 1991.)

**112-13-5. Greyhound breakage distribution for purses.** (a) Each organization licensee conducting greyhound races shall create a distinct and separate accounting titled “(organization licensee’s name) breakage purse supplement accounting.”

(b) Each organization licensee shall submit a breakage-purse-supplement-accounting report to the commission on the first day of each month. Each monthly report shall contain the following:

(1) the beginning balance;

(2) the funds added by each performance during the month;

(3) each payout during the month;

(4) the ending balance for the month; and

(5) a detail of the ending balance.

(c) Each organization licensee shall distribute funds identified in the breakage

purse supplement accounting based on the number of points each Kansas-whelped greyhound has accumulated during the previous calendar month. Points shall be awarded to Kansas-whelped greyhounds recording a win in each race as follows:

- (1) Feature race - 10 points;
- (2) Grade A race - 8 points;
- (3) Grade B race - 6 points;
- (4) Grade C race - 4 points;
- (5) Grade D race - 3 points;
- (6) Maiden race - 2 points; and
- (7) Grade E race - 1 point.

(d) Each organization licensee shall total the points won by each Kansas-whelped greyhound during each calendar month. All points won by all Kansas-whelped greyhounds shall be added together and 50 percent of the calendar month's breakage divided by this sum of points to determine the dollar value per point.

(e) Each organization licensee shall pay an amount equal to the number of points accumulated by each Kansas-whelped greyhound for the calendar month multiplied by the dollar value per point for the calendar month. (Authorized by K.S.A. 1989 Supp. 74-8821; implementing K.S.A. 1989 Supp. 74-8821; effective, March 25, 1991.)

**112-13-6. Kansas greyhound breeding development fund.**

(a) The balance of the money credited to the live greyhound racing purse supplement fund under K.S.A. 74-8747(a)(3), and amendments thereto, shall be apportioned as follows, unless otherwise specified:

(1) 80 percent to the Kansas-bred purse supplements to be paid monthly to owners of Kansas-bred greyhounds, with the registering agency specifying the following:

(A) A procedure for calculating purse supplement payments to owners of Kansas-bred greyhounds on a point basis, as specified in K.A.R. 112-13-5(c), ensuring that payments will be made each month during a fiscal year; and

(B) a procedure for issuing Kansas-bred purse supplements on a monthly basis; and

(2) 20 percent to supplement stakes races at all Kansas racetrack facilities offering greyhound races and to create special stakes races designed to promote and develop the Kansas greyhound industry, with the registering agency specifying the following:

(A) A procedure for the distribution of funds to supplement stakes races at all Kansas racetrack facilities offering greyhound racing; and

(B) a procedure for the administration of special stakes races created to promote and develop the Kansas greyhound industry, including plans for promotion and operation of the races in a manner that includes opportunities for the participation of all racetrack facilities in Kansas.

(b) The official greyhound breed registering agency shall submit the amount of all proposed payments specified in subsection (a) to the commission for approval.

(c) The proposed amount of the distribution shall be submitted to the commission for approval no later than March 1 of each distribution year based on the recommendations of the registering agency. (Authorized by K.S.A. 2007 Supp. 74-8767; implementing K.S.A. 2007 Supp. 74-8767(b) and 74-8831; effective April 17, 2009.)